

## Message Text

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44

ACTION OES-05

INFO OCT-01 EUR-12 IO-11 FEA-01 ACDA-05 CIAE-00 INR-07

L-03 NSAE-00 NSC-05 EB-07 NRC-05 DODE-00 PM-04 H-02

PA-01 PRS-01 SP-02 SS-15 USIA-06 ISO-00 /093 W

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FM USMISSION IAEA VIENNA

TO SECSTATE WASHDC 7238

INFO USEC BRUSSELS 2904

USERDA GERMANTOWN

C O N F I D E N T I A L IAEA VIENNA 2009

DEPARTMENT PASS IO/SCT, OES AND ACDA

EO 11652: GDS

TAGS: IAEA, PARM, TECH, EEC

SUBJ: EURATOM/IAEA SAFEGUARDS AGREEMENT

1. DIRECTOR GENERAL EKLUND, IAEA, HAS PROVIDED ME, IN CONFIDENCE, WITH COPY OF FOLLOWING LETTER HE HAS JUST SENT OT PRESIDENT ORTOLI OF THE COMMISSION OF THE EUROPEAN COMMUNITIES.

2. LETTER READS AS FOLLOWS:

QUOTE. SIR, I HAVE THE HONOUR TO REFER TO THE AGREEMENT OF 5 APRIL 1973 BETWEEN SEVEN OF THE MEMBER STATES OF THE EUROPEAN COMMUNITIES, THE EUROPEAN ATOMIC ENERGY COMMUNITY AND THE INTERNATIONAL ATOMIC ENERGY AGENCY IN IMPLEMENTATION OF ARTICLE III, (1) AND (4) OF THE TREATY ON THE NON-PROLIFERATION OF NUCLEAR WEAPONS, AND TO REQUEST YOUR INDULGENCE IN REVIEWING THE VARIOUS STEPS AFFECTING OUR TWO ORGANIZATIONS THAT HAVE BEEN TAKEN IN CONNECTION WITH THAT AGREEMENT.

IT WILL BE RECALLED THAT THE STATES CONCERNED

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SIGNED THE TREATY ON THE NON-PROLIFERATION OF

NUCLEAR WEAPONS IN 1970 AND AT THE TIME OF SIGNATURE ONE OF THEM INDICATED THAT ONE CONDITION FOR THEIR RATIFICATION OF THE TREATY WOULD BE THE CONCLUSION OF A SATISFACTORY AGREEMENT IN ACCORDANCE WITH ARTICLE III OF THE TREATY BETWEEN EURATOM AND THE IAEA.

THE NEGOTIATION OF THAT AGREEMENT BEGAN IN NOVEMBER 1971 AND WAS COMPLETED IN THE SUMMER OF 1972. IN SEPTEMBER 1972, THE COUNCIL OF MINISTERS OF THE COMMUNITY AND THE BOARD OF GOVERNORS OF THE IAEA APPROVED THE AGREEMENT. ON 5 APRIL 1973, AS INDICATED ABOVE, THE AGREEMENT WAS SIGNED AT BRUSSELS BY THE PERMANENT REPRESENTATIVES TO THE COMMUNITY OF THE STATES CONCERNED, BY H.E. MR. RALF DAHRENDORF ON BEHALF OF THE COMMUNITY AND BY MYSELF. ARTICLE 25(A) OF THE AGREEMENT PROVIDES THAT IT SHALL ENTER INTO FORCE ON THE DATE UPON WHICH THE IAEA RECEIVES FROM THE COMMUNITY AND THE STATES CONCERNED WRITTEN NOTIFICATION THAT THEIR OWN REQUIREMENTS FOR ENTRY INTO FORCE HAVE BEEN MET.

RATIFICATION OF THE TREATY ON THE NON-PROLIF- ERATION OF NUCLEAR WEAPONS BY THE STATES CONCERNED WAS COMPLETED IN MAY 1975. THE IAEA IS ALREADY APPLYING SAFEGUARDS IN TWO OF THESE STATES (THE KINGDOM OF DENMARK AND IRELAND) WHICH HAD RATIFIED THE TREATY AND CONCLUDED THE REQUIRED SAFEGUARDS AGREEMENTS WITH THE AGENCY BEFORE THEY BECAME MEMBERS OF THE COMMUNITY.

IT IS THUS SIX YEARS SINCE THE PROCESS OF APPLY- ING ARTICLE III OF THE TREATY ON THE NON-PROLIFERATION OF NUCLEAR WEAPONS WAS INITIATED BY THE SIGNATURE OF THE TREATY AND IT IS ALMOST THREE YEARS SINCE THE AGREEMENT WAS CONCLUDED BETWEEN US AT BRUSSELS. THIS EXTENDED DELAY HAS LONG BEEN A MATTER OF SOME CONCERN TO US IN VIENNA, A CONCERN WHICH NATURALLY DEEPENS WITH THE PASSAGE OF TIME. I FEEL, THEREFORE, THAT IT IS MY DUTY TO BRING THIS MATTER TO YOUR CONFIDENTIAL

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ATTENTION AND TO REQUEST YOUR ASSISTANCE AND GOOD OFFICES IN AN ENDEAVOUR TO BRING THE AGREEMENT INTO FORCE AS SOON AS POSSIBLE.

INFORMATION HAS REACHED ME ABOUT THE WORK INVOLVED IN ADJUSTING CERTAIN SAFEGUARDS PROCEDURES, I AM SURE YOU WILL AGREE WITH ME THAT SUCH TECHNICAL QUESTIONS SHOULD NOT BE ALLOWED UNDULY TO IMPEDE

THE ACHIEVEMENT OF THE OVERRIDING POLICY OBJECTIVES  
TO WHICH THE PARTIES HAVE SUBSCRIBED IN RATIFYING  
THE TREATY AND CONCLUDING THE AGREEMENT.

I SHOULD BE GRATEFUL IF YOU WOULD CONSIDER  
THESE QUESTIONS AND LET ME HAVE YOUR VIEWS ON THEM  
AT YOUR EARLIEST CONVENIENCE.

ACCEPT, SIR, THE ASSURANCES OF MY HIGHEST  
CONSIDERATION. SIGVARD EKLUND, DIRECTOR  
GENERAL. UNQUOTE.STONE

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** AGREEMENTS, DOCUMENTS, NUCLEAR REACTORS, NUCLEAR COOPERATION PROGRAMS, NEGOTIATIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 12 MAR 1976  
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**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** ShawDG  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
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